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# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
Executive Director

### Division of Oil, Gas and Mining

JOHN R. BAZA  
Division Director

May 20, 2015

Kyle Kimmerle  
Kimmerle Mining LLC  
2056 Simpatica Court  
Moab, Utah 84532

Subject: Ten-year Inactivity Period, Kimmerle Mining LLC, Neighbor 2 Mine S/037/0119, San Juan County, Utah

Dear Mr. Kimmerle:

The Division of Oil, Gas and Mining ("Division") records indicate that the Neighbor 2 Mine, S/037/0119, is approaching ten years of suspended mining operations. According to rule R647-3-113.5, "The Division will require complete reclamation of the mine site when the suspension period exceeds 10 years, unless the operator appeals to the Board [of Oil, Gas and Mining] prior to the expiration of the 10-year period and shows good cause for a longer suspension period."

The Neighbor mine was approved January 3, 2006, and annual reports have never shown production from the mine. To avoid the requirement for full reclamation, you would need to file a request for agency action with the Board no later than October 26, 2015, for this matter to be heard in the Board hearing on December 9, 2015. The request for agency action would need to show good cause for a longer suspension period and would need to follow the rules of the Board in R641 which can be found on the Internet at <http://www.rules.utah.gov/publicat/code/r641/r641.htm>.

If you have any questions regarding this letter, please call Mike Bradley at 801-538-5332 or me at 801-538-5261. Thank you for your cooperation.

Sincerely,

Paul Baker  
Minerals Program Manager

PBB: mpb: eb

cc: Ted McDougall, BLM Monticello FO ([tmcdouga@blm.gov](mailto:tmcdouga@blm.gov))

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